GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 3.48 ha of forest land in compartment No.236 of South Done RF, Chintalapeta Beat, Peapully Section, Dhone Range, Kurnool Division for construction of six lane grade separated structures along with slip roads at km 210+780 (ITC Junction in Kurnool Town), 260+400 (Kambhalapadu Junction, Dhone) 263+558 (Dhone Ext., Dhone) and service roads from Km 204+800 to km 205+800 (both sides) from km 213+500 to km 215+500 (RHS), 260+940 to km 261+460 (both sides) and from km 261+950 to km 262+850 on NH-44 (Old NH-7) in the State of Andhra Pradesh on EPC mode in favour of Deputy General Manager, Project Director, NHAI, Ananthapuramu – Final (Stage-II) approval accorded.

ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.Ms.No.62 **Dated.16.09.2022**

Read the following:-

1) From the PCCF & HoFF, A.P., Lr.Ref.No.EFS02-15034/16/2021-FCA SEC-PCCF/FCA-1(ii), dt:17.12.2021.
2) State Govt. Letter No.2573/Section. II/2021/1597386, EFS&T(Sec.II) Dept., dt:03.01.2022.
3) From GoI, MoEF&CC, IRO, Vijayawada, Lr No.4-APB143/2022-VIJ/57, dt:07.02.2022.
4) From the PCCF & HoFF, A.P.,Lr.Ref.No.EFS02-15034/16/2021-FCA SEC-PCCF/FCA-1, dt:05.07.2022.
5) State Govt.Lr.No.2573/Sec.II/2021/1597386, EFS&T(Sec.II) Dept., dt.17.08.2022.
6) From the GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB143/2022-Vij/550, Dt.24.08.2022

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ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Section-2 of Forest (Conservation) Act, 1980, for diversion of 3.48 ha of forest land in compartment No.236 of South Dhone RF, Chintalapeta Beat, Peapully Section, Dhone Range, Kurnool Division for construction of six lane grade separated structures along with slip roads at km 210+780 (ITC Junction in Kurnool Town), 260+400 (Kambhalapadu Junction, Dhone) 263+558 (Dhone Ext., Dhone) and service roads from Km 204+800 to km 205+800 (both sides) from km 213+500 to km 215+500 (RHS), 260+940 to km 261+460 (both sides) and from km 261+950 to km 262+850 on NH-44 (Old NH-7) in the State of Andhra Pradesh on EPC mode in favour of Deputy General Manager, Project Director, NHAI, Ananthapuramu and requested to consider the proposal and submit the same to GoI for according in-principle (Stage-I) approval for the project.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & HoFF, was sent to Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, for its approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein.

4. In the letter 4th read above, the Principal Chief Conservator of Forests & Head of Forest Force, has furnished the compliance report on the Stage-I conditions and requested to consider the same and forward to Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada for according Stage-II approval under Forest (Conservation) Act, 1980. Accordingly, State Government forwarded the compliance report to the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada and requested to accord Final(Stage-II) approval for the proposal vide letter in the 5th read above.

(Contd.P-2)

5. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 3.48 ha of forest land in compartment No.236 of South Dhone RF, Chintalapeta Beat, Peapully Section, Dhone Range, Kurnool Division for construction of six lane grade separated structures along with slip roads at km 210+780 (ITC Junction in Kurnool Town), 260+400 (Kambhalapadu Junction, Dhone) 263+558 (Dhone Ext., Dhone) and service roads from Km 204+800 to km 205+800 (both sides) from km 213+500 to km 215+500 (RHS), 260+940 to km 261+460 (both sides) and from km 261+950 to km 262+850 on NH-44 (Old NH-7) in the State of Andhra Pradesh on EPC mode in favour of Deputy General Manager, Project Director, NHAI, Ananthapuramu, subject to certain conditions stipulated therein.

6. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 3.48 ha of forest land in compartment No.236 of South Dhone RF, Chintalapeta Beat, Peapully Section, Dhone Range, Kurnool Division for construction of six lane grade separated structures along with slip roads at km 210+780 (ITC Junction in Kurnool Town), 260+400 (Kambhalapadu Junction, Dhone) 263+558 (Dhone Ext., Dhone) and service roads from Km 204+800 to km 205+800 (both sides) from km 213+500 to km 215+500 (RHS), 260+940 to km 261+460 (both sides) and from km 261+950 to km 262+850 on NH-44 (Old NH-7) in the State of Andhra Pradesh on EPC mode in favour of Deputy General Manager, Project Director, NHAI, Ananthapuramu, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged;

ii. The State Forest Department shall carry out compensatory afforestation in identified degraded forest land over an extent of **6.96 ha (within the 7.86 ha)** in Compartment No.235, South Dhone RF, Chintalapeta Beat, Peapully Section, Dhone Range, Kurnool Division, from the amount already been realized from the User Agency;

iii. Degraded forest land identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government;

iv. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

v. The process initiated by the State Government for violation committed by the user agency / Forest Department officials shall be dealt and concluded as per provisions made in the comprehensive hand book under 1.21 (ii) (c) and (d) by the State Government and the State Government shall take necessary action on violation as per the provisions of rules / guidelines made under FCA, 1980 and action taken report shall be furnished to the IRO Vijayawada at the earliest;

vi. The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;

vii. The User Agency shall carryout avenue plantation and its maintenance on both sides of the road at the cost of the project;

viii. Felling of trees shall be carried out wherever necessary and with strict supervision of State Forest Department. The User Agency shall carry out translocation of trees wherever feasible in consultation with DFO concerned, at the project cost;

ix. Construction of culverts / bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to waterlogging, and also does not hamper movement of wild animals;

(Contd.P-3)

x. Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;

xi. The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;

xii. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;

xiii. The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;

xiv. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;

xv. The total forest area utilized for the project shall not exceed **3.48 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;

xvi. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;

xvii. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;

xviii. Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

xix. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
SPCIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:

The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010

The Deputy General Manager, Project Director,
NHAI, 6-4-239, Maruthi Nagar, 3rd Cross, Ananthapuramu-515004.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER